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PATENT

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Date: 24 Aug 01

By: Vladimir Skliba

TRANSMITTAL LETTER TO THE UNITED STATES  
ELECTED OFFICE

Applicant: Vincent J. WACHER, et al.

International Application No. PCT/US00/05524

Filing Date: March 1, 2000

Title of Invention: USE OF GALLIC ACID ESTERS TO INCREASE  
BIOAVAILABILITY OF ORALLY  
ADMINISTERED PHARMACEUTICAL  
COMPOUNDS

Priority Claimed March 5, 1999

1. Applicant herewith submits the following items under 35 USC 371 an express request to immediately begin national examination procedures (35 USC 371(f)).
2. Copy of the International application (35 USC 371(c)(2)):
  - ☐ is transmitted herewith.
  - ☒ is not required as the application was filed with the United States Receiving Office.
  - ☐ has been transmitted by the International Bureau. Date of mailing of the application (from form PCT/IB/308) is .
  - ☐ has been transmitted by applicant on .
3. Translation of the international application into the English language (35 USC 371(c)(2)):
  - ☒ is not required as the application was filed in English.
  - ☐ is transmitted herewith.
  - ☐ was previously transmitted by applicant on .

4. Amendments to the claims of the international application under PCT Article 19 (35 USC 371(c)(3)):

- ☐ are transmitted herewith.
- ☐ have been transmitted
  - ☐ by the International Bureau. Date on: .
  - ☐ by applicant on .
- ☒ have not been transmitted as
  - ☐ no notification has been received that the International Search Authority has received the Search Copy.
  - ☐ the Search Copy was received by the International Searching Authority but the Search Report has not yet been issued. Date of Receipt of Search Copy (from form PCT/ISA/202):
  - ☒ applicant chose not to make amendments under PCT Article 19. Date of mailing of Search Report (from form PCT/ISA/210): July 12, 2000.
  - ☐ the time limit for the submission of amendments has not yet expired. The amendments or a statement that amendments have not been made will be transmitted before the expiration of the time limit under PCT Rule 46.1.

5. Translation of the amendments to the claims under PCT Article 19 (35 USC 371(c)(3)):

- ☐ is transmitted herewith.
- ☐ is not required as the amendments were made in the English language.
- ☒ has not been transmitted for reasons indicated at paragraph 4 above.

6. Executed oath or declaration of the inventor (35 USC 371(c)(4)) complying with 35 USC 115:

- ☐ was previously submitted by applicant on .
- ☒ is submitted herewith and such oath or declaration
  - ☐ is attached to the application.
  - ☒ identifies the application and any amendments under PCT Article 19 which were transmitted as stated above; and states that they were reviewed by the inventor as required by 37 CFR 1.70.

7. International Search Report or Declaration under PCT Article 17(2)(a):

- ☐ is transmitted herewith.
- ☒ has been transmitted by the International Bureau. Date of mailing (from form PCT/IB/308): September 8, 2000.
- ☐ is not required as the application was searched by the United States International Searching Authority.
- ☐ will be transmitted promptly upon request.
- ☐ has been submitted by applicant on .

PCT/ISA/210

☐ is not transmitted as the international search has not yet issued.

8. Information Disclosure Statement under 37 CFR 1.97 and 1.98:

☐ was previously submitted by applicant on .

☐ is transmitted herewith.

☒ will be transmitted within three months of the date of submission of requirements under 35 USC 371(c).

9. A Verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27:

☐ is transmitted herewith.

☐ was previously submitted by applicant on .

10. The above checked items are being transmitted:

☐ before the publication of the international application.

☐ after publication and the Article 20 communication but before 20 months from the priority date.

☐ after 20 months but before 22 months (surcharge and/or processing fee included).

☐ after 22 months (surcharge and/or processing fee included).

☒ by 30 months and a proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.

☐ after 30 months but before 32 months (surcharge and/or processing fee included) and International Preliminary Examination was properly requested.

☐ after 32 months (surcharge and/or processing fee included).

11. Certain requirements under 35 USC 371 were previously submitted by the applicant on namely:

12. Other document(s) or information included:

☒ Power of Attorney by Assignee with copy of Assignment.

☒ Preliminary Amendment

13. Fee calculation:

☒ Basic National Fee (37 CFR 1.492(a)(1)-(4)):

☐ International preliminary examination fee paid to USPTO (37 CFR 1.492(a)(1)) (\$345 or \$690).

- ☐ No international preliminary examination fee paid to USPTO but international search fee paid to USPTO (37 CFR 1.492(a)(2)) (\$355 or \$710).
- ☐ Neither international preliminary examination fee nor international search fee paid to USPTO (37 CFR 1.492(a)(3)) (\$500 or \$1000).
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.492(a)(4)) and all claims satisfied provisions of PCT Article 33(1) to (4) (\$50 or \$100).
- ☒ Neither international preliminary examination fee nor international search paid to USPTO, but the Search Report was prepared by EPO (37 CFR 1.492(a)(5)) (\$430 or \$860).

**Total Basic National Stage Fee** **\$860.00**

- ☒ Additional U.S. National Fee (35 USC 371(c)(1)) as follows:

| FOR:                                | Claims Filed |      |    | Extra Claims <sup>1</sup> | Small Entity Rate Fee |       | Other Than a Small Entity Rate Fee |          | Total Filing Fee |
|-------------------------------------|--------------|------|----|---------------------------|-----------------------|-------|------------------------------------|----------|------------------|
| Total Claims                        | 30           | -20= | 10 | \$9                       |                       | \$18  |                                    | \$180.00 |                  |
| Independent Claims                  | 3            | -3=  | 0  | \$40                      |                       | \$80  |                                    | \$0.00   |                  |
| Multiple Dependent Claims Presented |              |      |    | \$135                     |                       | \$270 |                                    | \$0.00   |                  |
| TOTAL                               |              |      |    |                           |                       |       |                                    |          | \$180.00         |

1 If difference is negative, enter "0".

- ☒ Other fees as follows:
- ☐ Surcharge for furnishing the oath or declaration later than 20 months from any claimed priority date or later than 30 months and International Preliminary Examination was properly requested (37 CFR 1.492(e)).
- ☐ \$65.00 for a small entity
- ☐ \$130.00 for other than a small entity
- ☐ Processing fee of \$130.00 for furnishing the English Translation later than 20/30 months from any claimed priority date (37 CFR 1.492(f)).

**TOTAL FEES** **\$1,040.00**

14. ☒ Payment of Fees

☒ [X] A check in the amount of \$1,040 to cover the above fees is enclosed.

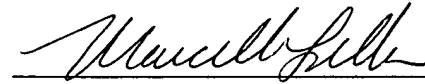
☐ [ ] Fees will be paid at a later time.

☐ [ ] The Commissioner is hereby authorized to charge underpayment of required fees under 37 CFR 1.16 or 37 CFR 1.17 associated with this communication or to credit any overpayment to Deposit Account No. 03-3117.

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Respectfully submitted,  
COOLEY GODWARD LLP

By:



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